

[ORAL ARGUMENT NOT SCHEDULED]

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT
Washington, DC 20001-2866

INTERCOLLEGIATE BROADCASTING
SYSTEM, INC.,
a Rhode Island Non-Profit Corporation,

Appellant,

v.

COPYRIGHT ROYALTY BOARD,
LIBRARY OF CONGRESS,

Appellees,

SOUNDEXCHANGE, INC.,

Movant-Intervenor for Appellee

Case No. 11-1083
Docket No. 2009-1
CRB Webcasting III

Consolidated with
Case No. 11-1103

STATEMENT AS TO DEFERRED APPENDIX

Counsel for Appellant IBS and Appellee Board have agreed to use a
deferred appendix.

Respectfully submitted,

/s/ William Malone

William Malone,
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